

**MINUTES OF THE MEETING OF THE
UNIFORM COMMERCIAL CODE COMMITTEE
OF THE BUSINESS LAW SECTION
OF THE STATE BAR OF CALIFORNIA**

August 8, 2006

(9:30 a.m. to 11:25 a.m.)

Offices of Pillsbury Winthrop Shaw Pittman LLP (“PWSP”)

The August 8, 2006 meeting of the Uniform Commercial Code Committee (the “Committee”) was called to order at approximately 9:30 a.m. with Arnie Rosenberg presiding.

A. ADMINISTRATIVE MATTERS

1. **Roll Call.** Please refer to the attendance sheet at the end of the minutes.
2. **Minutes of Prior Meeting.** The minutes for the June 15, 2006 meeting were approved. There was no meeting in July
3. **Future Meeting Dates/Locations.** Meetings for the remainder of 2006 are scheduled as follows:
 - a. Tuesday, September 12, 2006 at 9:30 a.m. via videoconference in the offices of PWSP, subject to confirmation of availability of videoconference equipment;
 - b. Friday, October 6, 2006 from 3:00 p.m. to 5:00 p.m. during the State Bar Annual Meeting in Monterey, California;
 - c. Tuesday, November 14, 2006 at 9:30 a.m. via videoconference in the offices of PWSP, subject to confirmation of availability of videoconference equipment;
 - d. Tuesday, December 12, 2006 at 9:30 a.m. via videoconference in the offices of PWSP, subject to confirmation of availability of videoconference equipment.
4. **New Members.** Although the Committee will have a full roster when the new members join in the fall of 2006, members are encouraged to continue to seek additional applicants to fill vacancies as they occur.

B. SUBCOMMITTEES

1. **Inactive Subcommittees.** The Committee generally discussed the status of various subcommittees and determined that the following would be considered inactive:
 - a. Articles 1 and 7
 - b. Grafton Partners
 - c. Uniform Certificate of Title Act

2. **Hidden Liens Project.** The Committee discussed the need to refocus and move forward on the Hidden Liens Project.

C. SUBCOMMITTEE REPORTS

1. **Hidden Liens.** The Committee discussed the recent California appellate decision in *Frazier Nuts, Inc. v. American Ag Credit*, 2006 Cal.App. Lexis 1190 (August 2, 2006). Committee members are encouraged to review the case further and be prepared to discuss at the next meeting what, if anything, the Committee should do in response to this decision.

2. **Deposit Account Control Agreement.** Doug Krause reported on several new inserts to the Model Form which have been prepared by the ABA Task Force. Doug Krause will prepare a draft comment letter and circulate it to the Committee.

3. **Website Development and E-Communications.** Jean LeBlanc reported that the main page of the website has been updated and there is a new liaison person with the State Bar.

4. **Publications and Programs.** Doug Krause and Jim Cochran will be presenting a program at the State Bar Annual Meeting on deposit control agreements. Arnie Rosenberg is planning to do a Webinar on October 24 on the foreign filing system report.

5. **Foreign Centralized Filing.** The Committee discussed the latest draft of this report.

6. **Jury Trial Waiver/Grafton Case.** John Oehmke reported that there is nothing pending at the moment.

7. **Legislative Tracking.** Hugh Lawrence reported on the procedures that have been used to track legislation.

8. **Uniform Consumer Leasing Act.** Barry Graynor reported that there is nothing to do at this time since the legislation is not being pursued in any jurisdiction.

9. **CCP §697.530 re: Judgment Liens.** The Committee discussed different alternatives to address the statute governing filing of notice of judgment liens including having such notices filed with the California Secretary of State, in accordance with revised Article 9 ,leaving the statue as is ,or having such statute repealed. The subcommittee agreed to prepare a report and recommendation for the next meeting.

10. **Liaison Reports.** None provided.

D. EX. COMM. LIAISON UPDATE

1. Pauline Stevens expressed ExComm's support of efforts to increase use of e-communications by the Committee.

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The meeting was adjourned at approximately 11:25 a.m.

Attendance at August 8, 2006 Meeting:

R. Paul Barkes	Present
Arnold Steven Rosenberg	Present
James S. Cochran	Absent
Brad Crawford	Present
Barry A. Dubin	Present
Wansun Song	Absent
Harry C. Sigman	Present
Robert B. Anderson	Absent
Edward P. Christian	Absent
Kevin C. Cops	Absent
Jennifer Dinkelman	Present
Francis X. Ferrer	Present
Barry A. Graynor	Present
James A. Hayes, Jr.	Present
Elliott Hinds	Absent
Stacy Hopkins	Absent
David Isenberg	Absent
Doug Krause	Present
Hugh Lawrence	Present
Jean LeBlanc	Present
John C. Oehmke	Present
Kathleen D. Rothman	Present
Brenda H. Ruttenberg	Absent
Konrad F. Schreier III	Absent
Margreta M. Sundelin	Present
Audrey L. Sung	Absent
Demetria Vong-Spillan	Absent
Troy Zander	Absent

Also Present

Janice Kosel
Robert Sherman
Robert Trodella, Jr.
Edith Warkentine